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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

| | | |
|---------------------------|---|-------------------------------------|
| UNITED STATES OF AMERICA, |) | No. CR 10-00042 SBA |
| |) | |
| |) | |
| v. |) | PROPOSED ORDER EXCLUDING |
| |) | TIME FROM NOVEMBER 3, 2010, TO |
| MICHAEL ARTHUR ROGERS, |) | DECEMBER 2, 2010, FROM SPEEDY |
| |) | TRIAL ACT CALCULATION (18 U.S.C. § |
| |) | 3161(h)(7)(A) and (B)) |
| Defendant. |) | |
| |) | |
| |) | |

For the reasons stated in open court and to which the parties stipulated on November 3, 2010, the Court ordered time excluded under the Speedy Trial Act from November 3, 2010, to December 2, 2010, to allow for continuity of counsel and effective preparation of counsel as new counsel for the defendant requires additional time to review discovery. The Court found that (A) failure to grant the continuance would unreasonably deny the defendant the reasonable time necessary for effective preparation of counsel, taking into account the exercise of due diligence and continuity of counsel issues, and (B) the ends of justice served by the

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1 continuance outweigh the best interests of the public and the defendant in a speedy trial. See 18
2 U.S.C. § 3161(h)(1)(7)(A) & (B)(iv).

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4 IT IS SO ORDERED.

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6 DATED: November 16, 2010



7 LAUREL BEELER
United States Magistrate Judge